

File

PUBLIC SAFETY OFFICERS' ASSOCIATION

P.O. Box 60372
Sunnyvale, California 94088

7 September 2003

Irwin Bakin, Director
City of Sunnyvale, Department of Public Safety
700 All America Way.
Sunnyvale, CA 94088-3707

Chief Bakin,

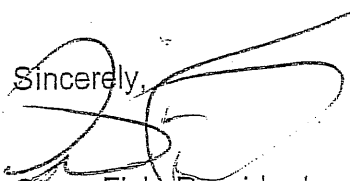
I have reviewed a memo from you with a series of questions referencing the "Incident on Murphy Ave. 9/1/03". In this document you asked Captain Fortin to respond to you with a written report by 9/11/03. It is my understanding that at least one of members of the Public Safety Officers Association, Shawn Ahearn, was interviewed by Captain Fortin in an effort to address the questions contained in that memo. Shawn was interviewed because he was one of the supervisors on scene at that event.

It is obvious from the tenor of these questions that the actions of Lt. Shawn Ahearn and the other officers present that evening are the subject of an investigation. The questions point directly to actions by our officers that could lead to discipline. This interview was conducted in a manner in violation of the Peace Officer's Bill of Rights.

I am protesting the involvement of the City Manager in submitting questions which are part of an internal investigation. It is inappropriate for the City Manager to be so involved in such investigations.

Additionally, this Association would like to know Councilmember Risch's involvement in instigating this investigation or developing these questions. Our questions are relevant since we have confirmed Mr. Risch's stepdaughter works at the Forum and on this and other occasion, the stepdaughter called Councilmember Risch from the Forum. In one case, resulting in a call from you to the supervising officer on site within minutes of her call.

Sincerely,



Steve Fisk, President

CC: Ron Yank, Attorney
Carroll, Burdick, & McDonough, LLP